



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

JIGJR: 09-05

Paper No: __

FOLEY & LARDNER
321 NORTH CLARK STREET
SUITE 2800
CHICAGO IL 60610-4764

COPY MAILED
SEP 07 2005
OFFICE OF PETITIONS

In re Application of :
Tisma, et al. :
Application No. 10/633,337 :
Filed: 1 August, 2003 :
Attorney Docket No. 89835-0110 :

ON PETITION

This is a decision on the petition under ¶(a) of 37 C.F.R. §1.47, filed on 19 March, 2004, and supplemented on 18 August, 2005.

The petition is **GRANTED**.

BACKGROUND

The record indicates:

- the application was filed on 1 August, 2003, without, *inter alia*, a fully executed oath or declaration; and
- on 31 October and 3 November, 2003, the Office mailed a Notice to File Missing Parts with a reply due absent extension of time on or before 31 December, 2003, and Monday, 5 January, 2004, respectively;
- on 19 March, 2004, Petitioner filed, *inter alia*, request and fee for extension of time, an

oath/declaration signed by named inventors Kokotovic and Bajic, but without the signatures of Steven Tisma and Petar Tisma, a petition under 37 C.F.R. §1.47, and narratives by Petitioner Marshall J. Brown (Reg. No. 44,566) and Mark Oldenburg, identified as the Manager of Engineering of SWF Companies/Tisma Division, and a further/supplemental statement by Petitioner Marshall J. Brown filed on 18 August, 2005, indicating, *in globo*, that copies of the instant application were transmitted/presented to the non-signing inventors Mr. Stevan Tisma and Mr. Petar Tisma, along with respective copies of the oath/declaration for signature, but as of this time the non-signing inventors Mr. Steven Tisma and Mr. Petar Tisma have not signed the oath/declaration.

Lastly, Petitioner has submitted a declaration in compliance with 37 C.F.R. §1.63 and §1.64 and Petitioner has shown that such action is necessary to prevent irreparable damage.

This application and papers have been reviewed and found in compliance with 37 C.F.R. §1.47(b).

This application hereby is **ACCORDED status under 37 C.F.R. §1.47(b)**.

As provided under 37 C.F.R. §1.47(b), the Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition.

Notice of the filing of this application also will be published in the Official Gazette.

This file is released to OIPE for processing as necessary to reflect the instant decision before being released for examination in due course.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3214.



John J. Gillon, Jr.
Senior Attorney
Office of Petitions